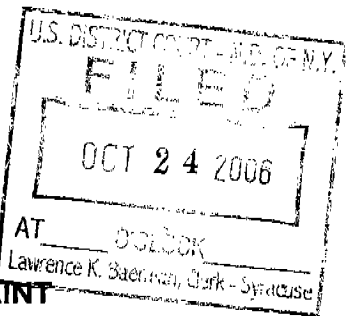


UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

Lucas Pierce 04-B-1486 Pro SE.)
 Plaintiff(s))
 vs.)
 Lt. Dave Monell)
 Co. Tessie Howe)
 Sgt. Nate Marsh Defendant(s))

INMATE
 CIVIL
 RIGHTS
 COMPLAINT
 PURSUANT TO
 42 U.S.C. § 1983



Civil Case No.: 9: 06cv1290
 LEK/GHL

Plaintiff(s) in the above-captioned action, allege(s) as follows:

JURISDICTION

1. This is a civil action seeking relief and/or damages to defend and protect the rights guaranteed by the Constitution of the United States. This action is brought pursuant to 42 U.S.C. § 1983. The Court has jurisdiction over this action pursuant to 28 U.S.C. §§ 1331, 1343(3) and (4) and 2201.

PARTIES

2. Plaintiff: Lucas S. Pierce 04-B-1486
 Address: Auburn Corr. Facility
P.O. Box 618
135 State Street
Auburn, NY 13024

Additional Plaintiffs may be added on a separate sheet of paper.

3. a. Defendant: Dave Monell
 Official Position: 1st Lieutenant
 Address: Tioga County Jail
103 Corporate drive
owego, NY 13827

b. Defendant: Jessie Howe
Official Position: Corrections officer

Address: Tioga County Jail
103 Corporate Drive
Dwego, NY 13827

c. Defendant: Nate Marsh
Official Position: Sergeant

Address: Tioga County Jail
103 Corporate Drive
Dwego, NY 13827

Additional Defendants may be added on a separate sheet of paper.

4. **PLACE OF PRESENT CONFINEMENT**

a. Is there a prisoner grievance procedure at this facility?

☒ Yes () No

b. If your answer to 4(a) is YES, did you present the facts relating to your complaint in this grievance program?

() Yes ☒ No

If your answer to 4(b) is YES:

(i) What steps did you take?

(ii) What was the final result of your grievance?

If your answer to 4(b) is NO:

Why did you choose to not present the facts relating to your complaint in the prison's grievance program?

The facts of the complaint do not
matter in my current facility

c. If there is no grievance procedure in your institution, did you complain to prison authorities about the facts alleged in your complaint?

() Yes () No

If your answer to 4(c) is YES:

(i) What steps did you take?

(ii) What was the final result regarding your complaint?

If your answer to 4(c) is NO:

Why did you choose to not complain about the facts relating to your complaint in such prison?

5.

PREVIOUS LAWSUITS

a. Have you ever filed any other lawsuits in any state and federal court relating to your imprisonment?

(~~X~~) Yes (X) No

b. If your answer to 5(a) is YES you must describe any and all lawsuits, currently pending or closed, in the space provided on the next page.

~~There have been no lawsuits filed~~

For **EACH** such lawsuit, provide the following information:

- i. Parties to previous lawsuit:

Plaintiffs:

Defendants:

- ii. Court (if federal court, name District; if state court, name County):

- iii. Docket number: _____

- iv. Name of Judge to whom case was assigned:

- v. Disposition (dismissed? on appeal? still pending?)

- vi. Approximate date of filing prior lawsuit:

- vii. Approximate date of disposition:

6.

FACTS

Set forth the facts of your case which substantiate your claim of violation of your civil and/or Constitutional rights. List the events in the order they happened, naming defendants involved, dates and places.

Note: You must include allegations of wrongful conduct as to EACH and EVERY defendant in your complaint. (You may use additional sheets as necessary.)

Lt. Dave Monnell has violated my Constitutional First amend. Rights to freedom of speech and of self Expression. The defendant has Threatend my life as well as with criminal charges. He has abused his Powers C.O. Howe and Sgt. Howe have helped Lt. Monnell to unlawfully deprive me of _____

my personal property in violation of the 14th Amend. of the U.S. Constitution. the defendants unlawfully took close to \$1,500.00 worth of jewelry upon admittance to there facility and never returned them. in fact they never got Logged into their property log.

7.

CAUSES OF ACTION

Note: You must clearly state each cause of action you assert in this lawsuit.

FIRST CAUSE OF ACTION

My Cause of this action is the constant Refusal to reimburse or replace the Jewelry after several request to them and to a third party I had my life threatend and had criminal charges threatend for writting to third party.

SECOND CAUSE OF ACTION

according to the 14th Amendment of the U.S. Constitution, such acts of unlawfull deprivation of Property violates my rights, and the fact that Jail officals are responsible for all Property taken from inmate upon admittance to county facility.

THIRD CAUSE OF ACTION

under the First Amend- of U.S. Constitution I have the right to Express Myself and to speak My Mind as long as I do not Slander others and violate there rights.

8. Plaintiff(s) demand(s) a trial by

Jury -or- Court

(Circle only one).

9. PRAYER FOR RELIEF

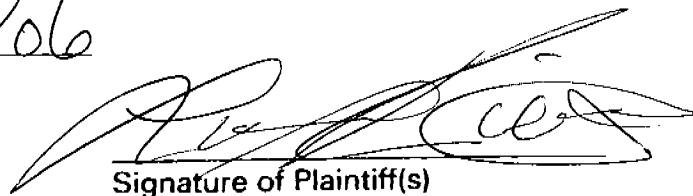
WHEREFORE, plaintiff(s) request(s) that this Court grant the following relief:

I ask the Court to Grant Me the
relief of \$500,000.00\$ for pain and suffering
to the threats from the defendants and
to reimburse for the lost/stolen jewelry.

I declare under penalty of perjury that the foregoing is true and correct.

DATED:

10/18/06



Signature of Plaintiff(s)
(all Plaintiffs must sign)